## **United States Department of Labor Employees' Compensation Appeals Board**

R.M., Appellant	)
and	) Docket No. 21-0386 Sued: March 31, 2021
DEPARTMENT OF THE NAVY, PHILADELPHIA NAVAL SHIPYARD, Philadelphia, PA, Employer	) ) ) ) ) _ ) )
Appearances: Thomas R. Uliase, Esq., for the appellant <sup>1</sup>	Case Submitted on the Record

Office of Solicitor, for the Director

## ORDER DISMISSING APPEAL

## Before:

JANICE B. ASKIN, Judge PATRICIA H. FITZGERALD, Alternate Judge VALERIE D. EVANS-HARRELL, Alternate Judge

On January 25, 2021 appellant, through counsel, filed a timely appeal from a December 22, 2020 merit decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards assigned Docket No. 21-0386.

In a letter dated and received March 4, 2021, counsel requested that the appeal be dismissed.

The Board has duly considered the matter and concludes that counsel's request for the dismissal of the appeal should be granted. Accordingly,

<sup>&</sup>lt;sup>1</sup> In all cases in which a representative has been authorized in a matter before the Board, no claim for a fee for legal or other service performed on appeal before the Board is valid unless approved by the Board. 20 C.F.R. § 501.9(e). No contract for a stipulated fee or on a contingent fee basis will be approved by the Board. *Id.* An attorney or representative's collection of a fee without the Board's approval may constitute a misdemeanor, subject to fine or imprisonment for up to one year or both. *Id.*; *see also* 18 U.S.C. § 292. Demands for payment of fees to a representative, prior to approval by the Board, may be reported to appropriate authorities for investigation.

**IT IS HEREBY ORDERED THAT** appellant's request for the dismissal of the appeal is granted. The appeal docketed as No. 21-0386 is dismissed.

Issued: March 31, 2021 Washington, DC

> Janice B. Askin, Judge Employees' Compensation Appeals Board

> Patricia H. Fitzgerald, Alternate Judge Employees' Compensation Appeals Board

> Valerie D. Evans-Harrell, Alternate Judge Employees' Compensation Appeals Board